



I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**AMENDMENT UNDER 37 CFR 1.116
EXPEDITED PROCEDURE —
EXAMINING GROUP 1642**

PATENT

Attorney Docket No.: 014058-009811US
Client Ref. No.: CX-98-0028-1

On January 26, 2005

TOWNSEND and TOWNSEND and CREW LLP

By: Karen Karlin

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

CHEEVER et al.

Application No.: 09/854,356

Filed: May 9, 2001

For: HER-2/NEU FUSION PROTEINS

Customer No.: 20350

Confirmation No. 1297

Examiner: Misook Yu

Technology Center/Art Unit: 1642

**AMENDMENT UNDER 37 CFR 1.116
EXPEDITED PROCEDURE EXAMINING
GROUP 1642**

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Final Office Action mailed October 27, 2004, on the above-referenced application, please enter the following amendments and remarks. A request for continued examination (RCE) pursuant to 37 C.F.R. §1.114 is filed herewith.

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this paper.

Remarks begin on page 5 of this paper.